

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
Case No. 3:21-CV-069-RJC-DCK**

CBD INDUSTRIES, LLC

Plaintiff and Counterclaim  
Defendant,

v.

MAJIK MEDICINE, LLC

Defendant, Counterclaimant  
and Third-Party  
Plaintiff,

v.

cbdMD, Inc.

Third-Party Defendant.

**DECLARATION IN SUPPORT OF  
BRIEF IN SUPPORT OF MOTION TO  
DISMISS**

**DECLARATION OF ANDREW C. STEVENS**

COMES NOW, Andrew C. Stevens who swears, under penalty of perjury, that the foregoing is true and correct.

1. I, Andrew C. Stevens, serve as outside counsel of record in the above-referenced proceeding to CBD Industries, LLC and cbdMD, Inc.
2. A true and correct copy of the United States Patent and Trademark Office's July 14, 2016 Office Action Outgoing is attached hereto as **Exhibit 1**. CBD Industries, LLC and cbdMD, Inc. ask that the Court take judicial notice of **Exhibit 1** hereto under FRE 201.

Executed this 30th day of September, 2021.



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Andrew C. Stevens, Esq.